

16805  
U.S. PTO  
121003

# Senniger, Powers, Leavitt & Roedel

Attorneys at Law

Patents, Trademarks, Copyrights,  
Technology Law, Antitrust, Litigation

Michael E. Godar

One Metropolitan Square, 16th Floor  
Saint Louis, Missouri 63102

Telephone: 314-231-5400  
Facsimile: 314-231-4342

www.senniger.com

17513 U.S. PTO  
10/732889  
121003

December 10, 2003

## REISSUE PATENT APPLICATION TRANSMITTAL

Attorney Docket No. DKE 9014.1  
First Named Inventor Steven M. Shei  
Original Patent No. 6,541,739 B2  
Original Patent Issue Date April 1, 2003  
Express Mail Label No. EL 998650679 US  
Total Pages 14

TO: Mail Stop Reissue  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

APPLICATION FOR REISSUE OF: ☒ Utility Patent  
☐ Design Patent

## APPLICATION ELEMENTS

1. ☒ Fee Transmittal Form  
(submit an original and a duplicate)
2. ☒ Applicant claims small entity status
3. ☒ Specification and Claims in double column copy of  
patent format (amended, if appropriate)
4. ☒ Drawing(s) (proposed amendments, if appropriate)
5. ☒ Reissue Oath/Declaration (original or copy)
6. Original U.S. Patent Currently Assigned? ☒ Yes ☐ No  
If yes, check applicable box:  
☒ Written Consent of all Assignees  
☒ 37 CFR 3.73(b) Statement  
☐ Power of Attorney  
☒ Offer to Surrender (37 C.F.R. 1.178)

ACCOMPANYING APPLICATION PARTS

7. ☒ Statement of status/support for all changes to the claims (in Amendment Remarks). See 37 CFR 1.173(c)
8. Original U.S. Patent for Surrender
- ☐ Ribboned Original Patent Grant
- ☐ Statement of Loss
9. ☐ Foreign priority claim (if applicable)
10. ☐ IDS and PTO/SB/O8A ☐ Copies of IDS Citations
11. ☐ English Translation of Reissue Oath/Declaration (if applicable)
12. ☒ Preliminary Amendment
13. ☒ Return Receipt Postcard
14. ☐ Other: \_\_\_\_\_
15. ☒ Correspondence Address: Customer No. 000321  
Attention: Michael E. Godar

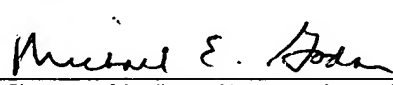
Respectfully submitted,

*Michael E. Godar*

Michael E. Godar, Reg. No. 28,416

MEG/ANC/clh  
\*Enclosures

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

<b>REISSUE APPLICATION FEE TRANSMITTAL FORM</b>						Docket Number (Optional) <b>DKE 9014.1</b>		
<b>Claims as Filed – Part 1</b>								
Claims in Patent	Total Claims (37 CFR 1.16(j)) Independent claims (37 CFR 1.16(i))	Number Filed in Reissue Application	(3) Number Extra	Small Entity		Other than a Small Entity		
				Rate	Fee	Rate	Fee	
(A) 22		(B) 22	**** 0 =	x \$ 9 =		x \$ ____ =		
(C) 4		(D) 4	* 0 =	x \$ 43 =		or	x \$ ____ =	
				Basic Fee (37 CFR 1.16(h))		\$ 385		
				Total Filing Fee		\$ 385	OR \$ ____	
<b>Claims as Amended – Part 2</b>								
	(1) Claims Remaining After Amendment		(2) Highest Number Previously Paid For	(3) Extra Claims Present	Small Entity		Other than a Small Entity	
					Rate	Fee	Rate	Fee
Total Claims (37 CFR 1.16(j))	*** 37	MINUS	** 22	* = 15	x \$ 9 =	135	x \$ ____ =	
Independent Claims (37 CFR 1.16(i))	*** 5	MINUS	***** 4	= 1	x \$ 43 =	43	x \$ ____ =	
					Total Additional Fee		\$ 178	OR \$ ____
<p>* If the entry in (D) is less than the entry in (C), Write "0" in column 3.</p> <p>** If the "Highest Number of Total Claims Previously Paid For" is less than 20, Write "20" in this space.</p> <p>*** After any cancellation of claims.</p> <p>**** If "A" is greater than 20, use (B – A); if "A" is 20 or less, use (B – 20).</p> <p>***** "Highest Number of Independent Claims Previously Paid For" or Number of Independent Claims in Patent (C).</p> <p><input checked="" type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27.</p> <p><input type="checkbox"/> Please charge Deposit Account No. _____ in the amount of _____. A duplicate copy of this sheet is enclosed.</p> <p><input checked="" type="checkbox"/> The Director is hereby authorized to charge any additional fees under 37 CFR 1.16 or 1.17 which may be required, or credit any overpayment to Deposit Account No. <u>19-1345</u>. A duplicate copy of this sheet is enclosed.</p> <p><input checked="" type="checkbox"/> A check in the amount of \$ <u>563.00</u> to cover the filing/additional fee is enclosed.</p> <p><input type="checkbox"/> Payment by credit card. Form PTO-2038 is attached.</p> <p style="text-align: center;"><b>WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.</b></p> <div style="display: flex; justify-content: space-between; margin-top: 20px;"> <div style="width: 45%;"> <p><u>December 10, 2003</u> Date</p> <p><u>Reg. No. 28,416</u> Registration Number, if applicable</p> </div> <div style="width: 45%; text-align: right;"> <p> Signature of Applicant, Attorney or Agent of Record</p> <p><u>Michael E. Godar</u> Typed or printed name</p> </div> </div>								

This collection of information is required by 37 CFR 1.16. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: **Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450**

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Reissue Application No.: To Be Assigned  
Filed: To Be Assigned  
Original Patent No.: 6,541,739 B2  
Issued: April 1, 2003  
Patentee: Steven M. Shei, et al.  
Assignee: Duke Manufacturing Company  
For: HOLDING OR COOKING OVEN

COMMISSIONER FOR PATENTS  
P.O. BOX 1450  
ALEXANDRIA, VIRGINIA 22313-1450

**REISSUE APPLICATION BY THE ASSIGNEE, OFFER TO SURRENDER**  
**(37 C.F.R. 1.178)**

\* The undersigned makes this statement as part of the  
\* accompanying reissue application for the reissue of letters  
patent for the improvement in HOLDING OR COOKING OVEN, Patent No.  
6,541,739 B2, granted on April 1, 2003, and declares that Duke  
Manufacturing Company is now sole owner by assignment, and hereby  
offers to surrender said letters patent upon allowance of the  
reissue application.

\* Attached is a "Asssent of Assignee and Certificate Under 37  
C.F.R. 3.73(b)", establishing the right of the assignee to take  
action in this reissue.

12/03/03  
Date

John J. Hake  
John J. Hake, President  
Duke Manufacturing Company

MEG/ANC/clh  
\*Enclosures